

## CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

<b>I. (a) PLAINTIFFS</b> United States of America		<b>DEFENDANTS</b> United Park City Mines and Talisker Finance LLC																																			
(b) County of Residence of First Listed Plaintiff _____ <i>(EXCEPT IN U.S. PLAINTIFF CASES)</i>		County of Residence of First Listed Defendant _____ <i>(IN U.S. PLAINTIFF CASES ONLY)</i>																																			
(c) Attorneys (Firm Name, Address, and Telephone Number) Mark C. Elmer, U.S. DOJ, Environment and Natural Resources Division, Environmental Enforcement Section, 999 18th Street, South Terrace, Suite 370, Denver, Colorado 80202, Phone: (303) 844-1352		Attorneys (If Known) Chris Hogle, Holland & Hart, 222 S. Main Street, Suite 2200, Salt Lake City, UT 84101; David J. Smith, Talisker Finance LLC, 7700 Marsac Ave., P.O. Box 1450, Park City, UT 84060																																			
<b>II. BASIS OF JURISDICTION</b> (Place an "X" in One Box Only)		<b>III. CITIZENSHIP OF PRINCIPAL PARTIES</b> (Place an "X" in One Box for Plaintiff and One Box for Defendant)																																			
<input checked="" type="checkbox"/> 1 U.S. Government Plaintiff	<input type="checkbox"/> 3 Federal Question <i>(U.S. Government Not a Party)</i>	Citizen of This State	PTF DEF <input type="checkbox"/> 1 <input type="checkbox"/> 1 Incorporated or Principal Place of Business In This State <input type="checkbox"/> 4 <input type="checkbox"/> 4																																		
<input type="checkbox"/> 2 U.S. Government Defendant	<input type="checkbox"/> 4 Diversity <i>(Indicate Citizenship of Parties in Item III)</i>	Citizen of Another State	PTF DEF <input type="checkbox"/> 2 <input type="checkbox"/> 2 Incorporated and Principal Place of Business In Another State <input type="checkbox"/> 5 <input type="checkbox"/> 5																																		
		Citizen or Subject of a Foreign Country	PTF DEF <input type="checkbox"/> 3 <input type="checkbox"/> 3 Foreign Nation <input type="checkbox"/> 6 <input type="checkbox"/> 6																																		
<b>IV. NATURE OF SUIT</b> (Place an "X" in One Box Only)																																					
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<input checked="" type="checkbox"/> 1 Original Proceeding	<input type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from Another District (specify) _____																																	
		Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): 42 U.S.C. § 9604(e)(5)(B)																																			
<b>VI. CAUSE OF ACTION</b>		Brief description of cause: Failure to respond to CERCLA information request.																																			
<b>VII. REQUESTED IN COMPLAINT:</b>		<input type="checkbox"/> CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.	DEMAND \$ _____	CHECK YES only if demanded in complaint: <b>JURY DEMAND:</b> <input type="checkbox"/> Yes <input type="checkbox"/> No																																	
<b>VIII. RELATED CASE(S) IF ANY</b>		(See instructions):	JUDGE _____	DOCKET NUMBER _____																																	
DATE 05/30/2017	SIGNATURE OF ATTORNEY OF RECORD /s/Mark C. Elmer																																				
FOR OFFICE USE ONLY																																					
RECEIPT # _____	AMOUNT _____	APPLYING JPF _____																																			

Case: 2:17-cv-00482

Assigned To : Warner, Paul M.

Assign. Date : 5/30/2017

Description: USA v. United Park City Mines et al